

THE HON'BLE SRI JUSTICE P.S. NARAYANA

W.P.No.2963 of 2006

Date: 6th June, 2006

Between :-

Sikandar Mohsin, S/o. Kotual Shaik Mahboob.

.. Petitioner

and

Municipal Corporation of Hyderabad

Rep. By Town Planner, Secunderabad. .. Respondent

THE HON'BLE SRI JUSTICE P.S. NARAYANA

W.P.No.2963 of 2006

ORDER:-

1. Heard the Counsel.
2. The Writ Petition is filed praying for an order or direction, more particularly in the nature of Writ of Mandamus, directing the respondents to sanction building permission to house bearing No.2-3-303, Ramgopalpet, Secunderabad, without delay and pass such other suitable orders.
3. It is stated that the petitioner is the owner of the property and he had obtained No Objection Certificate from District Collector, Hyderabad, vide letter No.N2/519/2005, dated 3-9-2005. It is also stated that in the said letter the District Collector, Hyderabad mentioned that the said house is not Government land. Again on 12-12-2005 vide letter No.3150/TPS/MCH/SD/B3/2005 refused with an endorsement that it requires N.O.C. from the Estate Officer, M.C.H. The said letter was served on him on 30-12-2005. Accordingly, he

had applied for No Objection Certificate to the Estate Officer, M.C.H., and the same was granted to him on 6-1-2006 vide Legal representative.No.4159/EO/E7/MCH/2006-07 and he had submitted the same to the respondent's office but reasons best known he had not got any response from them. It is stated that he had applied for sanction of reconstruction of a building which is as per the building rules and he does not violate the provisions of the Building Rules or the Master Plan and he had submitted all the necessary documents in this regard.

4. In the light of the facts and circumstances inasmuch as the petitioner has complied with all the necessary conditions, he is entitled to the relief prayed for in the Writ Petition. Accordingly, the Writ Petition is hereby allowed. No costs.

Justice P.S.Narayana

Date: 6th June, 2006

SMR